

**BEFORE THE MERIT EMPLOYEE RELATIONS BOARD  
OF THE STATE OF DELAWARE**

**KENNETH M. REESE,** )  
    **Grievant** )  
    **v.** )  
**Department of Health and** )  
    **Social Services** )  
    ) )  
**State of Delaware,** )  
    **Agency** )

**Docket Number 02-10-280**

**ORDER OF DISMISSAL**

**Before Brenda C. Phillips, Chairperson, John F. Schmutz, Bernice M. Edwards, Paul R. Houck and Joseph D. Dillon, Board Members, constituting a quorum of the Board pursuant to 29 Del. C. Section 5908(a).**

**And now, this 26th day of April, 2006, it appears to the Board that the grievant, Kenneth M. Reese, wishes to withdraw his grievance (See attached e-mails from Mr. Reese and Ms. Kirshon) as they have reached a settlement, and the Dept. of Health and Social Services, through their representative, Kevin Slattery, has no objection to this action.**

**Therefore, IT IS ORDERED that the appeal is DISMISSED as the grievance has been settled.**

  
Brenda Phillips, Chairperson

  
John F. Schmutz, Member

  
Paul R. Houck, Member

  
Joseph D. Dillon, Member

  
Bernice M. Edwards, Member

**Original: File**  
**Copies: Grievant**  
          **Agency**  
          **Agency's Representative**  
          **Board**  
          **State personnel Office (2 copies)**

**DATE MAILED** 4/28/06

**COPY**

**Turner Jean (DAS)**

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**From:** Kirshon Ilona (DOJ)  
**Sent:** Monday, March 29, 2004 10:31 AM  
**To:** Turner Jean (DAS); Tischler Michael (DOJ); EHWKMR@aol.com  
**Cc:** Gzym MaryBeth (DHSS)  
**Subject:** 4/1/04 hearing

This is to notify the MERB that Kenneth Reese and DHSS have arrived at a settlement in principle in Reese v. DHSS, Docket No. 02-10-280 and are in the process of exchanging settlement documents. Accordingly, we ask that the hearing set for this Thursday, April 1<sup>st</sup> be continued pending execution of the documents and filing of a Stipulation of Dismissal with the Board, which we anticipate will occur promptly.

3/30/2004

**Turner Jean (DAS)**

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**From:** EHWKMR@aol.com

**Sent:** Tuesday, March 30, 2004 5:52 AM

**To:** Kirshon Ilona (DOJ); Turner Jean (DAS); Tischler Michael (DOJ)

**Cc:** Gzym MaryBeth (DHSS)

**Subject:** Re: 4/1/04 hearing

I agree to the request for a continuance pending signing of the settlement documents.

3/30/2004